

1 PHILIP H. CURTIS (New York Registration No. 1383835)
 2 Philip.Curtis@aporter.com
 (admitted in New York, filing *pro hac vice*)
 3 MICHAEL B. GERRARD (New York Registration No. 1130046)
 Michael.Gerrard@aporter.com
 (admitted in New York, filing *pro hac vice*)
 4 ARNOLD & PORTER LLP
 399 Park Avenue
 5 New York, New York 10022
 Telephone: (212) 715-1000
 6 Facsimile: (212) 715-1399

2008 May - 6 AM 11:30
 CLERK'S OFFICE
 NORTHERN DISTRICT OF CALIFORNIA

7 MATTHEW T. HEARTNEY (SBN 123516)
 8 Matthew.Heartney@aporter.com
 9 ARNOLD & PORTER LLP
 10 777 South Figueroa Street, 44th Floor
 Los Angeles, California 90017-5844
 Telephone: (213) 243-4000
 Facsimile: (213) 243-4199

11 Attorneys for Defendants
 BP AMERICA INC. and
 BP PRODUCTS NORTH AMERICA INC.

12
 13 UNITED STATES DISTRICT COURT
 14 NORTHERN DISTRICT OF CALIFORNIA
 15 OAKLAND DIVISION

16 NATIVE VILLAGE OF KIVALINA and CITY OF 17 KIVALINA,) Case No. C 08-01138 SBA
18 Plaintiff,) APPLICATION FOR ADMISSION OF PHILIP H. CURTIS <i>PRO HAC VICE</i>
19 v. 20 EXXONMOBIL CORPORATION; BP P.L.C.; 21 BP AMERICA, INC.; BP PRODUCTS NORTH AMERICA, INC.; CHEVRON CORPORATION; 22 CHEVRON U.S.A., INC.; CONOCOPHILLIPS COMPANY; ROYAL DUTCH SHELL PLC; SHELL OIL COMPANY; PEABODY ENERGY CORPORATION; THE AES CORPORATION; 23 AMERICAN ELECTRIC POWER COMPANY, INC.; AMERICAN ELECTRIC POWER SERVICES CORPORATION; DTC ENERGY COMPANY; DUKE ENERGY CORPORATION; DYNEGY HOLDINGS, INC.; EDISON INTERNATIONAL; MIDAMERICAN ENERGY HOLDINGS COMPANY; MIRANT CORPORATION; NRG ENERGY; PINNACLE WEST CAPITAL CORPORATION; RELIANT ENERGY, INC.; THE SOUTHERN COMPANY; AND XCEL ENERGY, INC.,)
24 25 26 27 28 Defendants.)

1 Pursuant to Civil L.R. 11-3, Philip H. Curtis, an active member in good standing of the bar
2 of the State of New York and admitted to practice before all courts of the State of New York,
3 hereby applies for admission to practice in the Northern District of California on a *pro hac vice*
4 basis representing BP America Inc. and BP Products North America Inc. in the above-entitled
5 action.

6 In support of this application, I certify on oath that:

7 1. I am an active member in good standing of a United States Court or of the highest
8 court of another State or the District of Columbia, as indicated above;

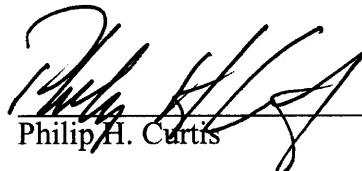
9 2. I agree to abide by the Standards of Professional Conduct set forth in Civil Local
10 Rule 11-4, to comply with General Order No. 45, Electronic Case Filing, and to become familiar
11 with the Local Rules and the Alternative Dispute Resolution programs of this Court; and,

12 3. An attorney who is a member of the bar of this Court in good standing and who
13 maintains an office within the State of California has been designated as co-counsel in the above-
14 entitled action. The name, address and telephone number of that attorney is:

15 Matthew T. Heartney
16 ARNOLD & PORTER LLP
17 777 South Figueroa Street, 44th Floor
18 Los Angeles, California 90017
Telephone: (213) 243-4000
Facsimile: (213) 243-4199

19 I declare under penalty of perjury that the foregoing is true and correct.

20 Dated: May 1, 2008

21 
22 Philip H. Curtis

23
24 461738
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28

CERTIFICATE OF SERVICE

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 777 South Figueroa Street, 44th Floor, Los Angeles, California 90017-5844.

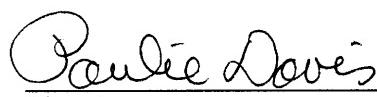
On May 5, 2008, I served the foregoing document described as:

APPLICATION FOR ADMISSION OF PHILIP H. CURTIS *PRO HAC VICE*

- by placing true copies thereof enclosed in sealed envelopes addressed as stated on the attached mailing list.
- BY MAIL** I placed such envelope with postage thereon prepaid in the United States Mail at 777 South Figueroa Street, 44th Floor, Los Angeles, California 90017-5844. Executed on May 5, 2008 at Los Angeles, California.
- BY FACSIMILE** The above-referenced document (together with all exhibits and attachments thereto) was transmitted via facsimile transmission to the addressee(s) as indicated on the attached mailing list on the date thereof. The transmission was reported as completed and without error. Executed on at Los Angeles, California.
- BY FEDERAL EXPRESS** I am readily familiar with Arnold & Porter LLP's business practices of collecting and processing items for pickup and next business day delivery by Federal Express. Under said practices, items to be delivered the next business day are either picked up by Federal Express or deposited in a box or other facility regularly maintained by Federal Express in the ordinary course of business on that same day with the cost thereof billed to Arnold & Porter LLP's account. I placed such sealed envelope for delivery by Federal Express to the offices of the addressee(s) as indicated on the attached mailing list on the date hereof following ordinary business practices. Executed on at Los Angeles, California.
- FEDERAL** I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

I declare under penalty of perjury that the foregoing is true and correct. Executed on May 5, 2008, at Los Angeles, California.

Paulie Davis



Signature

ATTACHED SERVICE LIST

LUKE W. COLE (SBN 145505)
 luke@igc.org
 BRENT NEWELL (SBN 210312)
 brent@igc.org
**CENTER ON RACE, POVERTY &
 THE ENVIRONMENT**
 47 Kearny Street, Suite 804
 San Francisco, CA 94108
 Telephone: (415) 346-4179
 Facsimile: (415) 346-8723

GARY E. MASON (*Pro hac vice*)
 Email: gmason@masonlawdc.com
THE MASON LAW FIRM, LLP
 1225 19th Street, NW
 Suite 500
 Washington, DC 20036
 202-429-2290
 Fax: 202-429-2294

MATTHEW F. PAWA (*Pro hac vice*)
 mp@pawalaw.com
 BENJAMIN KRASS (*Pro hac vice*)
 MARK R. RIELLY (*Pro hac vice*)
**LAW OFFICES OF MATTHEW F. PAWA,
 PC**
 1280 Centre Street, Suite 230
 Newton Centre, MA 02459
 Telephone: (617) 641-9550
 Facsimile: (617) 641-9551

DENNIS J. REICH (*Pro hac vice*)
 Email: dreich@reichandbinstock.com
REICH & BINSTOCK, LLP
 4265 San Felipe Blvd., Suite 1000
 Houston, TX 77027
 713-622-7271
 Fax: 713-623-8724

HEATHER KENDALL MILLER (*Pro hac vice*)
 kendall@narf.org
NATIVE AMERICAN RIGHTS FUND
 420 L Street, Suite 505
 Anchorage, AK 99515
 907-276-0680
 Fax: 907-276-2466

CHRISTOPHER A. SEEGER (*Pro hac vice*)
 Email: cseeger@seegerweiss.com
 STEPHEN A. WEISS (*Pro hac vice*)
 Email: sweiss@seegerweiss.com
 JAMES A. O'BRIEN (*Pro hac vice*)
SEEGER WEISS LLP
 One William Street
 New York, NY 10004
 212-584-0700
 Fax: 212-584-0799

STEVE W. BERMAN (*Pro hac vice*)
 steve@hbsslaw.com
HAGENS BERMAN SOBOL SHAPIRO LLP
 1301 Fifth Avenue, Suite 2900
 Seattle, WA 98101
 Telephone: (206) 623-7292
 Facsimile: (206) 623-0594

STEPHEN D. SUSMAN (*Pro hac vice*)
 Email: ssusman@susmangodfrey.com
 H. LEE GODFREY (*Pro hac vice*)
 ERIC G. MAYER (*Pro hac vice*)
SUSMAN GODFREY L.L.P.
 1000 Louisiana Street
 Suite 5100
 Houston, TX 77002
 713-651-9366
 Fax: 713-654-6666

REED R. KATHREIN (SBN 139304)
 Email: reed@hbsslaw.com
HAGENS BERMAN SOBOL SHAPIRO LLP
 715 Hearst Avenue, Suite 202
 Berkeley, CA 94710
 (510) 725-3000
 Fax: (510) 725-3001

Stephen D. Susman (*Pro hac vice*)
 Drew D. Hansen (*Pro hac vice*)
SUSMAN GODFREY L.L.P.
 1201 Third Avenue, #3800
 Seattle, WA 98101
 (206) 516-3880
 Fax: (206) 516-3883

1 Terrell W. Oxford (*Pro hac vice*)
 2 **SUSMAN GODFREY L.L.P.**
 3 901 Main Street, Suite 5100
 Dallas, TX 77002
 (214) 754-1900
 Fax: (214) 754-1950

4 Marc M. Seltzer
 5 **SUSMAN GODFREY L.L.P.**
 6 1901 Avenue of the Stars, Suite 950
 Los Angeles, CA 90067
 (310) 789-3100
 Fax: (310) 789-3150

7

8 Attorneys for Plaintiffs
NATIVE VILLAGE OF KIVALINA and CITY OF KIVALINA

9 RONALD L. OLSON (SBN 44597)
 Ronald.Olson@mto.com
 10 DANIEL P. COLLINS (SBN 139164)
 Daniel.Collins@mto.com
 11 **MUNGER, TOLLES & OLSON LLP**
 355 South Grand Avenue, 35th Floor
 Los Angeles, CA 90071-1560
 Telephone: (213) 683-9100
 Facsimile: (213) 687-3702

12 JEROME C. ROTH (SBN 159483)
 Jerome.Roth@mto.com
 13 **MUNGER, TOLLES & OLSON LLP**
 560 Mission Street
 San Francisco, CA 94105-2907
 Telephone: (415) 512-4000
 Facsimile: (415) 512-4077

14 Attorneys for Defendant
SHELL OIL COMPANY

15 JOHN F. DAUM (SBN 52313)
 jdaum@omm.com
O'MELVENY & MYERS LLP
 400 South Hope Street
 Los Angeles, CA 90071-2899
 Telephone: (213) 430-6111
 Facsimile: (213) 430-6407

16 JONATHAN D. HACKER (*Pro hac vice*)
 jhacker@omm.com
O'MELVENY & MYERS LLP
 1625 Eye Street, NW
 Washington, DC 20006-4001
 Telephone: (202) 383-5300
 Facsimile: (202) 383-5414

17 Attorneys for Defendant
EXXONMOBIL CORPORATION

1	TRACIE J. RENFROE (<i>Pro hac vice</i>) trenfroe@kslaw.com	ANDREW CLUBOK (<i>Pro hac vice</i>) aclubok@kirkland.com
2	JONATHAN L. MARSH (<i>Pro hac vice</i>) jmarsh@kslaw.com	STUART A. C. DRAKE (<i>Pro hac vice</i>) sdrake@kirkland.com
3	ROBERT MEADOWS (<i>Pro hac vice</i>) rmeadows@kslaw.com	SUSAN E. ENGEL (<i>Pro hac vice</i>) KIRKLAND & ELLIS LLP
4	KING & SPAULDING LLP 1100 Louisiana Street, Suite 4000 Houston, TX 77002-5213 Telephone: (713) 751-3200 Facsimile: (713) 751-3290	655 Fifteenth Street, N.W. Washington, D.C. 20005 Telephone: (202) 879-5173 Facsimile: (202) 879-5200
5	LISA KOBIALKA (SBN 191404) lkobialka@kslaw.com	ELIZABETH DEELEY (SBN 230798) edeeley@kirkland.com
6	KING & SPAULDING LLP 1000 Bridge Parkway, Suite 100 Redwood City, CA 94065 Telephone: (650) 590-0700 Facsimile: (650) 590-1900	CASEY M. NOKES KIRKLAND & ELLIS LLP 555 California Street San Francisco, CA 94104 Telephone: (415) 439-1861 Facsimile: (415) 439-1500
7	Attorneys for Defendants CHEVRON CORPORATION and CHEVRON U.S.A. INC.	Attorneys for Defendant CONOCOPHILLIPS COMPANY
8		
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<p>1 BELYNDA B. RECK (SBN 163561) 2 breck@hunton.com HUNTON & WILLIAMS LLP 3 550 South Hope Street, Suite 2000 4 Los Angeles, CA 90071-2627 5 Telephone: (213) 532-2000 6 Facsimile: (213) 532-2020</p>	<p>THOMAS A. RECTOR (SBN 199173) tarector@jonesday.com JONES DAY 555 California Street, 26th Floor San Francisco, CA 94104 Telephone: 415-626-3939 Facsimile: 415-875-5700</p>
<p>5 F. WILLIAM BROWNELL (<i>Pro hac vice</i>) bbrownell@hunton.com 6 NORMAN W. FICHTHORN (<i>Pro hac vice</i>) nfichthorn@hunton.com 7 ALLISON D. WOOD (<i>Pro hac vice</i>) awood@hunton.com HUNTON & WILLIAMS LLP 8 1900 K Street, N. W. Washington, D.C. 20006-1109 9 Telephone: (202) 955-1500 Facsimile: (202) 778-2201</p>	<p>THOMAS E. FENNELL (<i>Pro hac vice</i>) tefennell@jonesday.com MICHAEL L. RICE (<i>Pro hac vice</i>) mlrice@jonesday.com JONES DAY 2727 N. Harwood Street Dallas, TX 75201 Telephone: 214-220-3939 Facsimile: 214-969-5100</p>
<p>10 SHAWN PATRICK REGAN (<i>Pro hac vice</i>) sregan@hunton.com HUNTON & WILLIAMS LLP 11 200 Park Avenue New York, NY 10166-0136 12 Telephone: (212) 309-1000 Facsimile: (212) 309-1100 13 Attorneys for Defendants 14 DTE ENERGY COMPANY, EDISON INTERNATIONAL, MIDAMERICAN ENERGY HOLDINGS COMPANY, PINNACLE WEST CAPITAL CORP., AND THE SOUTHERN COMPANY</p>	<p>KEVIN P. HOLEWINSKI (<i>Pro hac vice</i>) kpholewinski@jonesday.com JONES DAY 41 Louisiana Avenue, N.W. Washington, D.C. 20001 Telephone: 202-879-3939 Facsimile: 202-626-1700</p>
<p>15 STEVEN P. RICE (SBN 94321) srice@crowell.com CROWELL & MORING LLP 16 3 Park Plaza Irvine, CA 92614 17 Telephone: 949-798-1310 Facsimile: 949-263-8414</p>	<p>18 RICHARD K. WELSH (SBN 208825) welshr@gtlaw.com GREENBERG TRAURIG LLP 2450 Colorado Avenue, Suite 400E Santa Monica, CA 90404 Telephone: (310) 586-7700 Facsimile: (310) 586-7800</p>
<p>22 KATHLEEN TAYLOR SOOY (<i>Pro hac vice</i>) ksooy@crowell.com SCOTT L. WINKELMAN (<i>Pro hac vice</i>) swinkelman@crowell.com TRACY A. ROMAN (<i>Pro hac vice</i>) troman@crowell.com CROWELL & MORING LLP 1001 Pennsylvania Ave., N. W. Washington, D.C. 20004-2595 Telephone: 202-624-2500 Facsimile: 202-628-5116</p>	<p>23 Attorneys for Defendant AES CORPORATION</p>
<p>28 Attorneys for Defendant PEABODY ENERGY CORPORATION</p>	

<p>1 SAMUEL R. MILLER (SBN 66871) 2 srmiller@sidley.com 2 SIDLEY AUSTIN LLP 3 555 California Street 4 San Francisco, CA 94104 5 Telephone: (415) 772-1200 6 Facsimile : (415) 772-7400</p> <p>5 DAVID T. BUENTE, JR. (<i>Pro hac vice</i>) 6 dbuente@sidley.com 7 JOSEPH R. GUERRA (<i>Pro hac vice</i>) 8 jguerra@sidley.com 9 SIDLEY AUSTIN LLP 10 1501 K Street, N. W. 11 Washington, D.C. 20005 12 Telephone: (202) 736-8000 13 Facsimile: (202) 736-8711</p> <p>14 Attorneys for Defendants 15 AMERICAN ELECTRIC POWER 16 COMPANY, AMERICAN ELECTRIC 17 POWER SERVICE CORP., AND DUKE 18 ENERGY CORP.</p>	<p>1 ROBERT B. PRINGLE (SBN 051365) 2 rbpringle@thelen.com 3 LAURA A. GUILLEN (SBN 248874) 4 laguillen@thelen.com 5 THELEN REID BROWN RAYSMAN 6 & STEINER LLP 7 101 Second Street, Suite 1800 8 San Francisco, CA 94105 9 Telephone: (415) 371-1200 10 Facsimile: (415) 371-1211</p> <p>11 KEVIN A. GAYNOR (<i>Pro hac vice</i>) 12 kgaynor@velaw.com 13 BENJAMIN S. LIPPARD (<i>Pro hac vice</i>) 14 blippard@velaw.com 15 VINSON & ELKINS LLP 16 1455 Pennsylvania Avenue, N. W. 17 Washington, D.C. 20004-1008 18 Telephone: (202) 639-6500 19 Facsimile: (202) 639-6604</p> <p>20 Attorneys for Defendant 21 MIRANT CORP.</p>
<p>22 JEFFREY A. LAMKEN 23 JEREMY LEVIN 24 BAKER BOTTS LLP 25 1299 Pennsylvania Ave., N.W. 26 Washington, D.C. 20004-2400</p> <p>27 Attorneys for Defendants 28 DYNEGY HOLDINGS, INC., NRG 29 ENERGY, and RELIANT ENERGY, INC.</p>	

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Division: 4
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PRO HAC VICE
For: Michael Gerrard, Philip Curtis
Case/Party: D-CAN-4-08-AT-PROHAC-001
Amount: \$210.00

CHECK
Check/Money Order Num: 14791
Amt Tendered: \$420.00

Total Due: \$420.00
Total Tendered: \$420.00
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for Michael B. Gerrard and Philip
H. Curtis C-08-1138-SBA

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4 MAY - 6 2008
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6 RICHARD W. WIEKING
7 CLERK, U.S. DISTRICT COURT
8 NORTHERN DISTRICT OF CALIFORNIA
9 OAKLAND
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11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 OAKLAND DIVISION
14

15 NATIVE VILLAGE OF KIVALINA and CITY OF) Case No. C 08-01138 SBA
16 KIVALINA,)
17 Plaintiff,)
18 v.)
19 EXXONMOBIL CORPORATION; BP P.L.C.;)
20 BP AMERICA, INC.; BP PRODUCTS NORTH)
21 AMERICA, INC.; CHEVRON CORPORATION;)
22 CHEVRON U.S.A., INC.; CONOCOPHILLIPS)
23 COMPANY; ROYAL DUTCH SHELL PLC;)
24 SHELL OIL COMPANY; PEABODY ENERGY)
25 CORPORATION; THE AES CORPORATION;)
26 AMERICAN ELECTRIC POWER COMPANY,)
27 INC.; AMERICAN ELECTRIC POWER SERVICES)
28 CORPORATION; DTC ENERGY COMPANY;)
29 DUKE ENERGY CORPORATION; DYNEGY)
30 HOLDINGS, INC.; EDISON INTERNATIONAL;)
31 MIDAMERICAN ENERGY HOLDINGS COMPANY;)
32 MIRANT CORPORATION; NRG ENERGY;)
33 PINNACLE WEST CAPITAL CORPORATION;)
34 RELIANT ENERGY, INC.; THE SOUTHERN)
35 COMPANY; AND XCEL ENERGY, INC.,)
36 Defendants.)

1 Philip H. Curtis, an active member in good standing of the bar of the State of New York and
2 admitted to practice before all courts of the State of New York, whose business address and
3 telephone number is ARNOLD & PORTER LLP, 399 Park Avenue, New York, NY 10022-4690;
4 Telephone: 212.715.1000, having applied in the above-entitled action for admission to practice in
5 the Northern District of California on a *pro hac vice* basis, representing Defendants BP America
6 Inc. and BP Products North America Inc.,

7 IT IS HEREBY ORDERED THAT the application is granted, subject to the terms and
8 conditions of Civil L.R. 11-3. All papers filed by the attorney must indicate appearance *pro hac*
9 *vice*. Service of papers upon and communication with co-counsel designated in the application will
10 constitute notice to the party. All future filings in this action are subject to the requirements
11 contained in General Order No. 45, *Electronic Case Filing*.

12 Dated: _____
13

14
15 THE HON. SAUNDRA B. ARMSTRONG
16 UNITED STATES DISTRICT COURT JUDGE
17 461828
18
19
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21
22
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28

CERTIFICATE OF SERVICE

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES)
ss

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 777 South Figueroa Street, 44th Floor, Los Angeles, California 90017-5844.

On May 5, 2008, I served the foregoing document described as:

**[PROPOSED] ORDER GRANTING APPLICATION FOR ADMISSION OF
PHILIP H. CURTIS *PRO HAC VICE***

- by placing true copies thereof enclosed in sealed envelopes addressed as stated on the attached mailing list.
 - BY MAIL** I placed such envelope with postage thereon prepaid in the United States Mail at 777 South Figueroa Street, 44th Floor, Los Angeles, California 90017-5844. Executed on May 5, 2008 at Los Angeles, California.
 - BY FACSIMILE** The above-referenced document (together with all exhibits and attachments thereto) was transmitted via facsimile transmission to the addressee(s) as indicated on the attached mailing list on the date thereof. The transmission was reported as completed and without error. Executed on _____ at Los Angeles, California.
 - BY FEDERAL EXPRESS** I am readily familiar with Arnold & Porter LLP's business practices of collecting and processing items for pickup and next business day delivery by Federal Express. Under said practices, items to be delivered the next business day are either picked up by Federal Express or deposited in a box or other facility regularly maintained by Federal Express in the ordinary course of business on that same day with the cost thereof billed to Arnold & Porter LLP's account. I placed such sealed envelope for delivery by Federal Express to the offices of the addressee(s) as indicated on the attached mailing list on the date hereof following ordinary business practices. Executed on _____ at Los Angeles, California.
 - FEDERAL** I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

I declare under penalty of perjury that the foregoing is true and correct. Executed on May 5, 2008, at Los Angeles, California.

Paulie Davis

Paulie Davis

Signature

ATTACHED SERVICE LIST

LUKE W. COLE (SBN 145505)
 luke@igc.org
 BRENT NEWELL (SBN 210312)
 brent@igc.org
**CENTER ON RACE, POVERTY &
 THE ENVIRONMENT**
 47 Kearny Street, Suite 804
 San Francisco, CA 94108
 Telephone: (415) 346-4179
 Facsimile: (415) 346-8723

MATTHEW F. PAWA (*Pro hac vice*)
 mp@pawalaw.com
 BENJAMIN KRASS (*Pro hac vice*)
 MARK R. RIELLY (*Pro hac vice*)
**LAW OFFICES OF MATTHEW F. PAWA,
 PC**
 1280 Centre Street, Suite 230
 Newton Centre, MA 02459
 Telephone: (617) 641-9550
 Facsimile: (617) 641-9551

HEATHER KENDALL MILLER (*Pro hac vice*)
 kendall@narf.org
NATIVE AMERICAN RIGHTS FUND
 420 L Street, Suite 505
 Anchorage, AK 99515
 907-276-0680
 Fax: 907-276-2466

STEVE W. BERMAN (*Pro hac vice*)
 steve@hbsslaw.com
HAGENS BERMAN SOBOL SHAPIRO LLP
 1301 Fifth Avenue, Suite 2900
 Seattle, WA 98101
 Telephone: (206) 623-7292
 Facsimile: (206) 623-0594

REED R. KATHREIN (SBN 139304)
 Email: reed@hbsslaw.com
HAGENS BERMAN SOBOL SHAPIRO LLP
 715 Hearst Avenue, Suite 202
 Berkeley, CA 94710
 (510) 725-3000
 Fax: (510) 725-3001

GARY E. MASON (*Pro hac vice*)
 Email: gmason@masonlawdc.com
THE MASON LAW FIRM, LLP
 1225 19th Street, NW
 Suite 500
 Washington, DC 20036
 202-429-2290
 Fax: 202-429-2294

DENNIS J. REICH (*Pro hac vice*)
 Email: dreich@reichandbinstock.com
REICH & BINSTOCK, LLP
 4265 San Felipe Blvd., Suite 1000
 Houston, TX 77027
 713-622-7271
 Fax: 713-623-8724

CHRISTOPHER A. SEEGER (*Pro hac vice*)
 Email: cseeger@seegerweiss.com
 STEPHEN A. WEISS (*Pro hac vice*)
 Email: sweiss@seegerweiss.com
 JAMES A. O'BRIEN (*Pro hac vice*)
SEEGER WEISS LLP
 One William Street
 New York, NY 10004
 212-584-0700
 Fax: 212-584-0799

STEPHEN D. SUSMAN (*Pro hac vice*)
 Email: ssusman@susmangodfrey.com
 H. LEE GODFREY (*Pro hac vice*)
 ERIC G. MAYER (*Pro hac vice*)
SUSMAN GODFREY L.L.P.
 1000 Louisiana Street
 Suite 5100
 Houston, TX 77002
 713-651-9366
 Fax: 713-654-6666

Stephen D. Susman (*Pro hac vice*)
 Drew D. Hansen (*Pro hac vice*)
SUSMAN GODFREY L.L.P.
 1201 Third Avenue, #3800
 Seattle, WA 98101
 (206) 516-3880
 Fax: (206) 516-3883

1 Terrell W. Oxford (*Pro hac vice*)
 2 **SUSMAN GODFREY L.L.P.**
 3 901 Main Street, Suite 5100
 Dallas, TX 77002
 (214) 754-1900
 Fax: (214) 754-1950

4 Marc M. Seltzer
 5 **SUSMAN GODFREY L.L.P.**
 6 1901 Avenue of the Stars, Suite 950
 Los Angeles, CA 90067
 (310) 789-3100
 Fax: (310) 789-3150

7

8 Attorneys for Plaintiffs
NATIVE VILLAGE OF KIVALINA and CITY OF KIVALINA

9 RONALD L. OLSON (SBN 44597)
 Ronald.Olson@mto.com
 10 DANIEL P. COLLINS (SBN 139164)
 Daniel.Collins@mto.com
MUNGER, TOLLES & OLSON LLP
 11 355 South Grand Avenue, 35th Floor
 Los Angeles, CA 90071-1560
 Telephone: (213) 683-9100
 Facsimile: (213) 687-3702

12 JEROME C. ROTH (SBN 159483)
 Jerome.Roth@mto.com
MUNGER, TOLLES & OLSON LLP
 13 560 Mission Street
 San Francisco, CA 94105-2907
 Telephone: (415) 512-4000
 Facsimile: (415) 512-4077

14 Attorneys for Defendant
SHELL OIL COMPANY

15 JOHN F. DAUM (SBN 52313)
 jdaum@omm.com
O'MELVENY & MYERS LLP
 16 400 South Hope Street
 Los Angeles, CA 90071-2899
 Telephone: (213) 430-6111
 Facsimile: (213) 430-6407

17 JONATHAN D. HACKER (*Pro hac vice*)
 jhacker@omm.com
O'MELVENY & MYERS LLP
 18 1625 Eye Street, NW
 Washington, DC 20006-4001
 Telephone: (202) 383-5300
 Facsimile: (202) 383-5414

19 Attorneys for Defendant
EXXONMOBIL CORPORATION

1	TRACIE J. RENFROE (<i>Pro hac vice</i>) trenfroe@kslaw.com	ANDREW CLUBOK (<i>Pro hac vice</i>) aclubok@kirkland.com
2	JONATHAN L. MARSH (<i>Pro hac vice</i>) jmarsh@kslaw.com	STUART A. C. DRAKE (<i>Pro hac vice</i>) sdrake@kirkland.com
3	ROBERT MEADOWS (<i>Pro hac vice</i>) rmeadows@kslaw.com	SUSAN E. ENGEL (<i>Pro hac vice</i>) KIRKLAND & ELLIS LLP
4	KING & SPAULDING LLP 1100 Louisiana Street, Suite 4000 Houston, TX 77002-5213 Telephone: (713) 751-3200 Facsimile: (713) 751-3290	655 Fifteenth Street, N.W. Washington, D.C. 20005 Telephone: (202) 879-5173 Facsimile: (202) 879-5200
5	LISA KOBIALKA (SBN 191404) lkobialka@kslaw.com	ELIZABETH DEELEY (SBN 230798) edeeley@kirkland.com
6	KING & SPAULDING LLP 1000 Bridge Parkway, Suite 100 Redwood City, CA 94065 Telephone: (650) 590-0700 Facsimile: (650) 590-1900	CASEY M. NOKES KIRKLAND & ELLIS LLP 555 California Street San Francisco, CA 94104 Telephone: (415) 439-1861 Facsimile: (415) 439-1500
7	Attorneys for Defendants CHEVRON CORPORATION and CHEVRON U.S.A. INC.	Attorneys for Defendant CONOCOPHILLIPS COMPANY
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10		
11		
12		
13		
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15		
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20		
21		
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23		
24		
25		
26		
27		
28		

1 BELYNDA B. RECK (SBN 163561) breck@hunton.com HUNTON & WILLIAMS LLP 550 South Hope Street, Suite 2000 Los Angeles, CA 90071-2627 Telephone: (213) 532-2000 Facsimile: (213) 532-2020	THOMAS A. RECTOR (SBN 199173) tarector@jonesday.com JONES DAY 555 California Street, 26th Floor San Francisco, CA 94104 Telephone: 415-626-3939 Facsimile: 415-875-5700
5 F. WILLIAM BROWNELL (<i>Pro hac vice</i>) bbrownell@hunton.com 6 NORMAN W. FICHTHORN (<i>Pro hac vice</i>) nfichthorn@hunton.com 7 ALLISON D. WOOD (<i>Pro hac vice</i>) awood@hunton.com HUNTON & WILLIAMS LLP 8 1900 K Street, N. W. Washington, D.C. 20006-1109 Telephone: (202) 955-1500 Facsimile: (202) 778-2201	THOMAS E. FENNELL (<i>Pro hac vice</i>) tefennell@jonesday.com MICHAEL L. RICE (<i>Pro hac vice</i>) mlrice@jonesday.com JONES DAY 2727 N. Harwood Street Dallas, TX 75201 Telephone: 214-220-3939 Facsimile: 214-969-5100
10 SHAWN PATRICK REGAN (<i>Pro hac vice</i>) sregan@hunton.com HUNTON & WILLIAMS LLP 12 200 Park Avenue New York, NY 10166-0136 Telephone: (212) 309-1000 Facsimile: (212) 309-1100 14 Attorneys for Defendants 15 DTE ENERGY COMPANY, EDISON INTERNATIONAL, MIDAMERICAN ENERGY HOLDINGS COMPANY, PINNACLE WEST CAPITAL CORP., AND THE SOUTHERN COMPANY	KEVIN P. HOLEWINSKI (<i>Pro hac vice</i>) kpholewinski@jonesday.com JONES DAY 41 Louisiana Avenue, N.W. Washington, D.C. 20001 Telephone: 202-879-3939 Facsimile: 202-626-1700
18 STEVEN P. RICE (SBN 94321) srice@crowell.com CROWELL & MORING LLP 19 3 Park Plaza Irvine, CA 92614 Telephone: 949-798-1310 Facsimile: 949-263-8414	RICHARD K. WELSH (SBN 208825) welshr@gtlaw.com GREENBERG TRAURIG LLP 2450 Colorado Avenue, Suite 400E Santa Monica, CA 90404 Telephone: (310) 586-7700 Facsimile: (310) 586-7800
22 KATHLEEN TAYLOR SOOY (<i>Pro hac vice</i>) ksooy@crowell.com SCOTT L. WINKELMAN (<i>Pro hac vice</i>) swinkelman@crowell.com TRACY A. ROMAN (<i>Pro hac vice</i>) troman@crowell.com CROWELL & MORING LLP 1001 Pennsylvania Ave., N. W. Washington, D.C. 20004-2595 Telephone: 202-624-2500 Facsimile: 202-628-5116 28 Attorneys for Defendant PEABODY ENERGY CORPORATION	Attorneys for Defendant AES CORPORATION

<p>1 SAMUEL R. MILLER (SBN 66871) srmiller@sidley.com SIDLEY AUSTIN LLP 555 California Street San Francisco, CA 94104 Telephone: (415) 772-1200 Facsimile : (415) 772-7400</p> <p>5 DAVID T. BUENTE, JR. (<i>Pro hac vice</i>) dbuente@sidley.com JOSEPH R. GUERRA (<i>Pro hac vice</i>) jguerra@sidley.com SIDLEY AUSTIN LLP 1501 K Street, N. W. Washington, D.C. 20005 Telephone: (202) 736-8000 Facsimile: (202) 736-8711</p> <p>9 Attorneys for Defendants AMERICAN ELECTRIC POWER COMPANY, AMERICAN ELECTRIC POWER SERVICE CORP., AND DUKE ENERGY CORP.</p>	<p>1 ROBERT B. PRINGLE (SBN 051365) rbpringle@thelen.com LAURA A. GUILLEN (SBN 248874) laguillen@thelen.com THELEN REID BROWN RAYSMAN & STEINER LLP 101 Second Street, Suite 1800 San Francisco, CA 94105 Telephone: (415) 371-1200 Facsimile: (415) 371-1211</p> <p>5 KEVIN A. GAYNOR (<i>Pro hac vice</i>) kgaynor@velaw.com BENJAMIN S. LIPPARD (<i>Pro hac vice</i>) blippard@velaw.com VINSON & ELKINS LLP 1455 Pennsylvania Avenue, N. W. Washington, D.C. 20004-1008 Telephone: (202) 639-6500 Facsimile: (202) 639-6604</p> <p>9 Attorneys for Defendant MIRANT CORP.</p>
<p>12 JEFFREY A. LAMKEN JEREMY LEVIN BAKER BOTTS LLP 1299 Pennsylvania Ave., N.W. Washington, D.C. 20004-2400</p> <p>15 Attorneys for Defendants DYNEGY HOLDINGS, INC., NRG ENERGY, and RELIANT ENERGY, INC.</p>	

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